

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte TAKAHARU KITADA

Application No. 09/665,667

MAILED

SEP 28 2005

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on June 21, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On March 4, 2003 and November 19, 2003, appellant filed Information Disclosure Statements (IDSs). It is not clear from the record whether the examiner considered the IDSs submitted or whether the examiner notified appellant of why the submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

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Accordingly, it is

ORDERED that this application be returned to the examiner for: 1) consideration of the Information Disclosure Statements filed March 4, 2003 and November 19, 2003; 2) appropriate written notification by the examiner to appellant of such consideration; and 3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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